UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MASSACHUSETTS

Civil Action No. 04-10233-RCL

JONATHAN BEIJAR Plaintiff

V.

STANLEY FASTENING SYSTEMS, L.P. Defendant

LR 7.1(A)(2) CERTIFICATE OF CONSULTATION WITH RESPECT TO STANLEY FASTENING SYSTEMS, LP's MOTION FOR SUMMARY **JUDGMENT**

I, David G. Braithwaite, attorney for defendant Stanley Fastening Systems, L.P., hereby certify that counsel for Stanley have conferred with the attorneys for plaintiff Jonathan Beijar, regarding Stanley's intention to file its motion for summary judgment. Counsel were unable to narrow the issues surrounding this Motion.

> Respectfully submitted, Stanley Fastening Systems, L.P., By its Attorneys,

/s/ David G. Braithwaite

Christopher A. Duggan, Esquire BBO No. 544150 David G. Braithwaite, Esquire BBO No. 634013 Smith & Duggan LLP Lincoln North 55 Old Bedford Road Lincoln, MA 01773 (617) 228-4400

Dated: October 21, 2005

CERTIFICATE OF SERVICE

The undersigned certifies service of the foregoing on October 21, 2005 in accordance with Federal Rule of Civil Procedure 5(b)(2) and United States District Court for the District of Massachusetts Electronic Case Filing Administrative Procedure § E(2) as to all parties, having appeared in this action through counsel admitted to practice before this Court, identified by the Clerk as receiving Notice of Electronic Filing.

Counsel for Defendant Stanley Fastening Systems, L.P.

/s/ David G. Braithwaite David G. Braithwaite BBO #634013